

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

CATHY FONDEK, Administrator of the
ESTATE OF KRISTEN LYNN TATAR, DECEASED,

Plaintiff,

v.

WESTMORELAND COUNTY,
DANIEL FITZPATRICK, an adult individual,
SANDY PALATTO, an adult individual,
MARILYN McSPARRIN, an adult individual,
ARMSTRONG COUNTY,
STEPHEN FANCELLA, an adult individual,
and CARLA DANOVSKEY, an adult individual,

Defendants,

and

ARMSTRONG COUNTY and
CARLA DANOVSKEY, an adult individual,

Defendants and Third-Party Plaintiffs,

v.

JAMES TATAR and JANET CRAWFORD,

Third-Party Defendants.

No. C.A. 04-0900

Judge Gary L. Lancaster

FILED

OCT 05 2005

CLERK U.S. DISTRICT COURT
WEST. DIST. OF PENNSYLVANIA

DEFENDANTS MOTION TO STRIKE PLAINTIFFS MOTION TO COMPEL

And now, Defendant, James Tatar, Pro-Se, files the within document, DEFENDANTS MOTION TO STRIKE PLAINTIFFS MOTION TO COMPEL, pursuant to Rules of Federal Procedure, and avers as follows;

DEFENDANT OBJECTS TO PLAINTIFFS MOTION TO COMPEL.

1. Defendants criminal case is under direct review by the US Superior Court of Western Pa. Docket Number C.P.03-CR-0000638-2003.
2. All information Plaintiff is requesting is confidential, pursuant to 23 PA. CSA § 6301 et.esq.
3. Information Plaintiff is requesting is interfering with Defendants criminal case currently under direct review of the Superior Court of Western PA.

Wherefore, Defendant respectfully requests this honorable court to grant Defendants Motion to Strike Plaintiffs Motion to Compel, by further request, Defendant requests that this Honorable Court to grant a Stay on all Discovery proceedings, or what this Honorable Court seems just or fair.

Date: 9 / 7 / 2005

James Tatar
James Tatar, GD-5646, Pro-Se,
S.C.I. Coal Township
1 Kelley Drive
Coal Township, PA. 17866

AND NOW, THIS 9th DAY OF
Nov 05, IT IS HEREBY
ORDERED THAT THE WITHIN
MOTION IS DENIED.
G-L Lancaster
GARY L. LANCASTER,
UNITED STATES DISTRICT JUDGE